

FILED

2009 DEC 16 PM 1:19

CLERK, U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
RIVERSIDE

E. JEFFREY GRUBE (SB # 167324)
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JEFFREY P. MICHALOWSKI (SB# 248073)
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Attorneys for Defendant
UNITED PARCEL SERVICE, INC.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
EASTERN DIVISION

ED CV 09 - 02279

VAP

(DTBx)

JULIO C. DIAZ, individually and on
behalf of others similarly situated,

Plaintiff,

vs.

UNITED PARCEL SERVICE, INC.,

Defendant.

Case No.

**NOTICE OF REMOVAL OF CIVIL
ACTION**

[San Bernardino County Superior Court
Case No. CIVVS907417]

BY FAX

LEGAL_US_W# 63427585.1

CASE NO.

NOTICE OF REMOVAL OF CIVIL ACTION

COPY

1 TO THE HONORABLE JUDGES OF THE UNITED STATES DISTRICT
2 COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA, PLAINTIFF
3 JULIO DIAZ, AND TO HIS ATTORNEYS OF RECORD:
4

5 PLEASE TAKE NOTICE THAT Defendant United Parcel Service,
6 Inc. ("UPS") hereby removes this action from the Superior Court of the State of
7 California for the County of San Bernardino to the United States District Court for
8 the Central District of California. This removal is based on diversity of citizenship,
9 pursuant to 28 U.S.C. sections 1332 (as amended by the Class Action Fairness Act
10 of 2005, Pub. L. 109-2, § 4(a), 119 Stat. 9), and 1441(a) and (b).
11

12 1. On or about November 10, 2009, plaintiff Julio C. Diaz
13 ("Plaintiff") filed a Complaint in the Superior Court of the State of California for
14 the County of San Bernardino entitled: "*Julio C. Diaz, on behalf of himself and all*
15 *others similarly situated, Plaintiff v. United Parcel Service, Inc., Defendant,*"
16 designated as Case No. CIVVS907417 (the "Action"). True copies of the
17 complaint Plaintiff filed in the Action (the "Complaint"), the summons issued on
18 the Complaint, and other papers served on UPS in the Superior Court are attached
19 as Exhibit 1 to the Declaration of Jeffrey P. Michalowski ("Michalowski Decl."),
20 filed with these removal papers. The allegations of the Complaint are incorporated
21 into this notice by reference without necessarily admitting the truth of any of them.
22

23 2. On November 16, 2009, UPS was served with process in the
24 Action. Michalowski Decl. ¶ 2.
25

26 3. On December 15, 2009, UPS filed its Answer to the Complaint
27 in the Superior Court for the County of San Bernardino. Michalowski Decl. ¶ 3,
28 Exh. 2.

1 4. This Notice of Removal is being filed within thirty (30) days
2 after service upon UPS of a copy of the initial pleading setting forth the claim for
3 relief upon which this Action is based, and is timely filed pursuant to 28 U.S.C.
4 section 1446(b).

5
6 5. In accordance with 28 U.S.C. section 1446(d), UPS will,
7 promptly after filing the Notice of Removal, give written notice of the removal to
8 the adverse parties and will file a copy of this Notice of Removal with the Clerk of
9 the Court of the Superior Court of the State of California for the County of San
10 Bernardino. Copies of these Notices are attached as Exhibits 3 and 4, respectively,
11 to the Michalowski Declaration. Proof of service of the Notice to Superior Court of
12 Removal to Federal Court and of the Notice to Adverse Parties of Removal to
13 Federal Court will be filed with this Court immediately after the Superior Court
14 filing is accomplished. Michalowski Decl. ¶ 4.

15
16 6. Venue of this Action is properly laid in this District pursuant to
17 28 U.S.C. section 1441(a) because the Superior Court is located within this District.

18
19 7. This Action is one over which this Court has original
20 jurisdiction under the provisions of 28 U.S.C. section 1332, and may be removed to
21 this Court pursuant to 28 U.S.C. sections 1441(a) and (b) under the rules for
22 diversity of citizenship jurisdiction under the Class Action Fairness Act of 2005,
23 Pub. L. 109-2, § 4(a), 119 Stat. 9.

24
25 8. The Class Action Fairness Act of 2005 amended 28 U.S.C.
26 section 1332 to provide that a putative class action is removable to federal court if
27 (a) the proposed class members number at least 100; (b) the amount in controversy
28

1 exceeds \$5,000,000, exclusive of interest and costs; and (c) any member of a class
2 of plaintiffs is a citizen of a state different from any defendant.

3
4 (a) The number of proposed class members in this case
5 exceeds 100. UPS has calculated that since November 10, 2005, 17,921 individuals
6 have held positions that fall within Plaintiff's proposed class definition. *See*
7 Complaint, ¶ 9; Declaration of Tamara Caldwell ("Caldwell Decl.") ¶ 5.

8
9 (b) UPS is informed and believes (in part based on the fact
10 that he was employed by UPS in the State of California, and in part based upon
11 Plaintiff's admission that he is a resident of Adelanto, California) that at the time
12 this Action was commenced, Plaintiff was a citizen of the State of California within
13 the meaning of 28 U.S.C. section 1332(a). *See* Complaint, ¶¶ 4-6.

14
15 (c) UPS is now, and was at the time this action was
16 commenced, a citizen of the States of Ohio and Georgia within the meaning of 28
17 U.S.C. section 1332(c)(1), because it is now and was at all material times
18 incorporated under the laws of the State of Ohio, and maintains, and at all material
19 times maintained, its principal place of business in the State of Georgia. Caldwell
20 Decl, ¶ 2.

21
22 9. UPS is informed and believes, and on that basis alleges without
23 admitting, that the amount in controversy in this Action exceeds \$5,000,000,
24 exclusive of interest and costs, on the following grounds:

25
26 (a) In the Complaint, Plaintiff alleges, among other things,
27 that UPS failed to provide meal periods under California Labor Code sections 512
28 and 226.7 to the putative class members. *See* Complaint, ¶¶ 13-17. Based on these

1 alleged violations, Plaintiff seeks to recover an additional hour of pay for each
 2 alleged missed meal period, interest thereon, and attorney's fees and costs. *Id.* at
 3 19; Prayer for Relief, ¶ C-G.

4
 5 (b) Plaintiff defines his proposed class to consist of
 6 individuals working for UPS in specified positions "at any time since the date four
 7 years preceding the filing of the complaint in this action." Complaint, ¶ 9.
 8 Plaintiff's complaint, therefore, purports to encompass a limitations period that
 9 begins November 10, 2005.¹

10
 11 (c) UPS has calculated that since November 10, 2005 (a
 12 period that traces the four-year limitations period assumed by Plaintiff) it has
 13 employed 17,921 individuals in part-time loader/unloader, sorter, and part-time
 14 supervisor positions in sort operations other than the hub operations that were
 15 covered by the *Tejeda* lawsuit, and thus potentially fall within Plaintiff's proposed
 16 class definition. Caldwell Decl. ¶ 5. UPS is in the process of investigating which
 17 of those individuals worked shifts greater than six hours but cannot have that
 18 information prior to removal due to the size of the proposed class, complications of
 19 identifying appropriate data, the size of potential data bases, and the resources and
 20 time needed to gather information and perform a reliable analysis. *Id.*, at ¶ 6.

21
 22 (d) The minimum hourly wage paid to any of these
 23 employees who potentially fall within Plaintiff's proposed class definition was
 24 \$8.50 per hour. *Id.* In most cases, their hourly wage was higher. *Id.*, at ¶ 7. At a
 25 minimum, the class-wide average rate of pay exceeds \$10.00 per hour.

26 ¹ UPS does not agree that the limitations period in this action is four years.
 27 See *Murphy v. Kenneth Cole Productions, Inc.*, 40 Cal. 4th 1094, 1114 (Cal. 2007)
 28 (limitations period on meal period premium claims is three years).

1 (e) Plaintiff contends that UPS does not provide class
2 members *any* meal periods to which they are entitled after working shifts of greater
3 than six hours. *See* Complaint, ¶ 1 (“*Due to the nature of Sort Operations,*
4 Defendant cannot provide employees who work in Sort Operations a 30 minute
5 meal period during which they are relieved from all duty.”).

6
7 (f) With potentially 17,921 members of plaintiff’s broadly
8 defined class, a one hour meal period premium to each would result in not less than
9 \$179,921. Plaintiff does not specify the number of meal period violations being
10 alleged, but the \$5,000,000 threshold would be established if plaintiff were to prove
11 28 meal period violations per potential class member over the four-year alleged
12 class period.

13
14 (g) In setting forth these calculations, UPS does not admit
15 that it failed to provide meal periods to members of the proposed class; and in fact
16 UPS denies that it is liable to Plaintiff or his proposed class in any amount.

17
18 10. Therefore the amount in controversy required to establish
19 compliance with the Class Action Fairness Act of 2005 is satisfied and the Action
20 may be removed to this Court on grounds of diversity of citizenship jurisdiction.

21
22 ///

23
24 ///

25
26 ///

27
28 ///

1 WHEREFORE, UPS removes the above-entitled action now pending
2 in the Superior Court of the State of California for the County of San Bernardino to
3 this Court.

4
5 DATED: December 16, 2009 PAUL, HASTINGS, JANOFSKY & WALKER LLP

6
7 By: 

JEFFREY P. MICHALOWSKI

8 Attorneys for Defendant
9 UNITED PARCEL SERVICE, INC.
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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Virginia A. Phillips and the assigned discovery Magistrate Judge is David T. Bristow.

The case number on all documents filed with the Court should read as follows:

EDCV09- 2279 VAP (DTBx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☐ **Western Division**
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

☐ **Southern Division**
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

☒ **Eastern Division**
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) JULIO C. DIAZ, individually and on behalf of others similarly situated	DEFENDANTS UNITED PARCEL SERVICE, INC.
(b) County of Residence of First Listed Plaintiff (Except in U.S. Plaintiff Cases): San Bernardino	County of Residence of First Listed Defendant (In U.S. Plaintiff Cases Only): Georgia and Ohio
(c) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Gregory N. Karasik (SBN 115834) SPIRO MOSS LLP 11377 West Olympic Boulevard, Fifth Floor Los Angeles, CA 90064 / Telephone: 310-235-2468 [See Attachment for Additional Counsel]	Attorneys (If Known) E. Jeffrey Grube (SBN 167324) Jeffrey P. Michalowski (SBN 248073) PAUL, HASTINGS, JANOFSKY & WALKER LLP 55 Second Street, 24th Floor, San Francisco, CA 94105 Telephone: 415-856-7000/Facsimile: (415) 856-7100

II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input checked="" type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%;"> <tr> <td style="width:50%;"> Citizen of This State Citizen of Another State Citizen or Subject of a Foreign Country </td> <td style="width:50%;"> <table border="0"> <tr> <td style="text-align: center;">PTF DEF</td> <td style="text-align: center;"><input checked="" type="checkbox"/> 1 <input type="checkbox"/> 1</td> <td style="text-align: center;">PTF DEF</td> <td style="text-align: center;"><input type="checkbox"/> 4 <input type="checkbox"/> 4</td> </tr> <tr> <td></td> <td>Incorporated or Principal Place of Business in this State</td> <td></td> <td></td> </tr> <tr> <td></td> <td><input type="checkbox"/> 2 <input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td><input type="checkbox"/> 5 <input checked="" type="checkbox"/> 5</td> </tr> <tr> <td></td> <td>Foreign Nation</td> <td></td> <td><input type="checkbox"/> 6 <input type="checkbox"/> 6</td> </tr> </table> </td> </tr> </table>	Citizen of This State Citizen of Another State Citizen or Subject of a Foreign Country	<table border="0"> <tr> <td style="text-align: center;">PTF DEF</td> <td style="text-align: center;"><input checked="" type="checkbox"/> 1 <input type="checkbox"/> 1</td> <td style="text-align: center;">PTF DEF</td> <td style="text-align: center;"><input type="checkbox"/> 4 <input type="checkbox"/> 4</td> </tr> <tr> <td></td> <td>Incorporated or Principal Place of Business in this State</td> <td></td> <td></td> </tr> <tr> <td></td> <td><input type="checkbox"/> 2 <input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td><input type="checkbox"/> 5 <input checked="" type="checkbox"/> 5</td> </tr> <tr> <td></td> <td>Foreign Nation</td> <td></td> <td><input type="checkbox"/> 6 <input type="checkbox"/> 6</td> </tr> </table>	PTF DEF	<input checked="" type="checkbox"/> 1 <input type="checkbox"/> 1	PTF DEF	<input type="checkbox"/> 4 <input type="checkbox"/> 4		Incorporated or Principal Place of Business in this State				<input type="checkbox"/> 2 <input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5 <input checked="" type="checkbox"/> 5		Foreign Nation		<input type="checkbox"/> 6 <input type="checkbox"/> 6
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IV. ORIGIN (Place an X in one box only.)

☐ 1 Original Proceeding
 ☒ 2 Removed from State Court
 ☐ 3 Remanded from Appellate Court
 ☐ 4 Reinstated or Reopened
 ☐ 5 Transferred from another district (specify): _____
 ☐ 6 Multi District Litigation
 ☐ 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: JURY DEMAND: ☒ Yes ☐ No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: ☒ Yes ☐ No ☐ MONEY DEMANDED IN COMPLAINT: \$ _____

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

Removal based on diversity, 28 U.S.C. section 1332 (as amended by the Class Action Fairness Act of 2005, Pub. L. 109-2, § 4(a), 119 Stat. 9) and 1441(a) and (b).

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities /Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	TORTS PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage-Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input checked="" type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ref. Inc. Security Act PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSH(405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
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VIII(a). IDENTICAL CASES: Has this action been previously filed and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s): _____

FOR OFFICE USE ONLY: Case Number: _____

COPIED

DEC 16 2009

02279 VAP (DTBX)

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

VIII(b). RELATED CASES: Have any cases been previously filed that are related to the present case? ☐ No ☒ Yes

If yes, list case number(s): CV08-01590DDP(MANx)

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply)
- ☐ A. Arise from the same or closely related transactions, happenings, or events; or
- ☒ B. Call for determination of the same or substantially related or similar questions of law and fact; or
- ☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
- ☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: List the California County, or State if other than California, in which EACH named plaintiff resides (Use an additional sheet if necessary)

☐ Check here if the U.S. government, its agencies or employees is a named plaintiff.

JULIO C. DIAZ, SAN BERNARDINO COUNTY

List the California County, or State if other than California, in which EACH named defendant resides. (Use an additional sheet if necessary).

☐ Check here if the U.S. government, its agencies or employees is a named defendant.

United Parcel Service, Inc. - Georgia and Ohio

List the California County, or State if other than California, in which EACH claim arose. (Use an additional sheet if necessary)

Note: In land condemnation cases, use the location of the tract of land involved.

This is a putative class action. Plaintiffs allege that claims arose throughout the state.

X. SIGNATURE OF ATTORNEY (OR PRO PER):

Date December 16, 2009

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))

ATTACHMENT TO CIVIL COVER SHEET

Julio C. Diaz, individually and on behalf of others similarly situated, Plaintiff, v. United Parcel Service, Inc., Defendant

1(c): *Additional Plaintiff's Counsel:*

Shaun Setareh
Law Offices of Shaun Setareh
9454 Wilshire Boulevard, Penthouse Suite #3
Beverly Hills, CA 90212
Telephone: (310) 888-7771/Fax (310) 888-0109